

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA

8 \* \* \*

9 YASIR MEHMOOD,

10 Petitioner,

Case No. 2:15-cv-01847-MMD-VCF

11 v.  
12 UNITED STATES OF AMERICA, et al.,  
13 Respondents.

ORDER

14  
15 Petitioner Yasir Mehmood has filed, *pro se*, a purported habeas petition that is  
16 not on the court-required form. (Dkt. no. 1-1.) In his petition, Mehmood identified his  
17 place of incarceration as the Nevada Southern Detention Center, a facility that houses  
18 federal detainees and convicts. (*Id.*) He has since notified the Court that he is now  
19 housed in the Sacramento County Main Jail, Sacramento, California. (Dkt. no. 2.)

20 The Court has reviewed Mehmood's petition pursuant to 28 U.S.C. § 2243. It is  
21 evident from the petition that Mehmood does not state any potentially meritorious  
22 habeas corpus claims. Mehmood's claims arise from a federal criminal case pending  
23 against him in the Eastern District of California. (Dkt. no. 1-1 at 1.) In fact, he is currently  
24 in custody awaiting trial on those charges. (*Id.*) Mehmood mainly claims that the United  
25 States only has "territorial jurisdiction" in Washington, D.C. and that federal authorities  
26 lacked jurisdiction to arrest him in California. (*Id.* at 2.)

27 In any event, this Court is not the proper forum for such an action because  
28 Mehmood is currently incarcerated in California and wants relief from federal criminal

1 proceedings in California.<sup>1</sup> See *Braden v. 30th Judicial Circuit Court*, 410 U.S. 484  
2 (1973); *Dunne v. Henman*, 875 F.2d 244 (9<sup>th</sup> Cir. 1989).

3 It is therefore ordered that this action is dismissed. The petitioner is denied a  
4 certificate of appealability.

5 It is further ordered that the application to proceed *in forma pauperis* (dkt. no. 1)  
6 is denied as moot.

7 It is further ordered that the Clerk of the Court shall enter judgment accordingly  
8 and close this case.

9  
10 DATED THIS 10<sup>th</sup> day of November 2015.



11  
12 MIRANDA M. DU  
13 UNITED STATES DISTRICT JUDGE  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

27  
28 <sup>1</sup>Moreover, Mehmood has failed to name a custodial defendant and instead has  
only named the United States of American and the Attorney General of the State of  
Nevada as defendants.